

## FALKIRK COUNCIL

### THE FALKIRK COUNCIL (ON-STREET PARKING SPACE FOR DISABLED PERSONS) (NO.TRO/DB/18/002) ORDER 2018

Falkirk Council in exercise of their powers under the Road Traffic Regulation Act 1984, as amended (hereinafter referred to as "the 1984 Act"), the Disabled Persons' Parking Places (Scotland) Act 2009 and of all other enabling powers, and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 of the 1984 Act, hereby make the following Order:-

1. This Order may be cited as "The Falkirk Council (On-Street Parking Space for Disabled Persons) (No.TRO/DB/18/002) Order 2018" and shall come into operation on the 08 day of November, Two Thousand and eighteen.
2. The Interpretation Act 1978 shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
3. The effect of this Order will be to designate the section of road described in the Schedule hereto as a parking space for disabled persons' vehicles.
4. In this Order "disabled person's vehicle" means a vehicle lawfully displaying, in the relevant position, a disabled person's badge issued by a local authority in exercise of its powers under S21(1) of the Chronically Sick and Disabled Persons Act 1970.
5. Any person duly authorized by the Council may suspend the use of a parking space designated in this Order or any part thereof whenever he considers such suspension reasonably necessary:-
  - (a) for the purpose of facilitating the movement of traffic or promoting its safety;
  - (b) for the purpose of any building operation, demolition or excavation in or adjacent to the parking place or the maintenance, improvement or reconstruction of the parking place or the laying, erection, alteration, removal or repair in or adjacent to the parking place of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or any telecommunication apparatus as defined in sub-paragraph 1(1) of Schedule 2 to the Telecommunications Act 1984, traffic sign, road marking or parking ticket machine;
  - (c) on any occasion on which it is likely by reason of some special attraction or procession that any street will be thronged or obstructed;
  - (d) for any other purpose which the Council may from time to time see fit and which has received their prior approval.
6. Any person suspending the use of a parking place designated in this Order or any part thereof in accordance with the provisions of Article 5 shall thereupon place or cause to be placed in or adjacent to any part of that parking place the use of which is suspended a traffic sign indicating that waiting by vehicles is prohibited.
7. No person shall cause or permit a vehicle to be left in any part of a parking place designated in this Order during such period as there is in or adjacent to that part of the parking place a traffic sign placed in pursuance of Article 6. Provided that nothing in this paragraph shall render it unlawful to cause or permit any vehicle being used for fire brigade, ambulance or police emergency purposes to be left or any other vehicle to be so

left if that vehicle is left with the permission of the person suspending the use of the parking place or the part thereof in pursuance of Article 5 or of a police constable in uniform or of a traffic warden.

8. (a) Every vehicle left in a parking place designated in this Order shall stand wholly within the limits of that parking place.
- (b) if the length or width of a parking place designated in this Order precludes compliance with the provisions of paragraph (a) hereof, such a vehicle shall stand in such a manner that the distance between the said kerb or edge of carriageway and the nearest wheels of the vehicle is not more than 0.3 metres.

**Dated this 5 day of September, 2018.**

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**Head of Design, Roads and Transport**

Falkirk Council  
Abbotsford House  
Davids Loan  
FALKIRK  
FK2 7YZ

## **SCHEDULE**

### **Location of Parking Space for Disabled Person's Vehicles**

Park Avenue, Bonnybridge

On the eastern side thereof, 0.8m south from the projected southern building line of 19 Park Avenue, Bonnybridge, in a northerly direction for a distance of 6.6 metres.

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**Statement of Reasons for Making the Order**

The parking space is required for the use of persons who hold a current disabled person's badge and who meet the requirements contained in the Disabled Persons' Parking Places (Scotland) Act 2009.

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Indicative location for on-street disabled parking space.

PARK AVENUE

TITLE OF ORDER

THE FALKIRK COUNCIL (ON-STREET PARKING SPACE FOR DISABLED PERSONS) (TRO/DB/18/002) ORDER 2018



Falkirk Council  
Development Services (Roads)  
Engineering Design  
Abbotsford House, Devid's Loan  
Falkirk FK2 7YZ  
Tel 01324 504850 Fax: 01324 504850  
Director: Rhona Gasler

SCALE  
1:500@A4

DRAWN  
MD  
DATE  
29/01/18

CHECKED  
JA  
DATE  
05/02/18

APPROVED  
RS  
DATE  
05/02/18

DRAWING NO

TRO/DB/18/002/002

## FALKIRK COUNCIL

The Council has made the below named Order under the Road Traffic Regulation Act 1984 as described in the Falkirk Herald of 22 February 2018.

1. Full details may be inspected at Abbotsford House, Davids Loan, Falkirk and One-Stop Shop, Callendar Sq, Falkirk, Mon-Fri between 9.30am – 4.30pm, between 27/09/18 – 08/11/18 and <http://www.tellmesotland.gov.uk/>.
2. Any person wishing to question the validity of the order or any of its provisions on the grounds that it is not within the powers of the relevant Act or that a requirement of any such enabling Act or of any relevant regulations made thereunder has not been complied with may, within 6 weeks from 27/09/18, make application for the purpose to the Court of Session.

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